IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

WEDNESDAY, THE 13TH JUNE 2007 / 23RD JYAISHTA 1929

MFA.No. 361 of 1999()

OP.81/1994 of FAMILY COURT,KOZHIKODE
....

APPELLANT:

AJITH KUMAR K., AGED 35 YEARS, S/O. BALAN, KUTHIRVATTOM P.O.,
PARAYANCHERI AMSOM, KOTTULI DESOM, KOZHIKODE - 16.

BY ADV. SRI.R.PUSHPANGATHAN PILLAI

RESPONDENTS:

SMT. SABEENA N.C., RACHANA, THIRUVANOOR NADA, CALICUT - 4.

BY ADV. SRI.P.V.KUNHIKRISHNAN

THIS MISC. FIRST APPEAL HAVING COME UP FOR ADMISSION ON 13/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Kurian Joseph & T.R. Ramachandran Nair, JJ.

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M.F.A.NO.361 OF 1999

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Dated this the 13th day of June, 2007

JUDGMENT

Kurian Joseph, J.

This is an appeal against the order dated 4.7.1997 in O.P.No.81/1994 on the file of the Family Court, Kozhikode. The dispute pertains to the custody of the minor child of the petitioner and the respondent named 'Vishnu'. By the impugned order, the Family Court only permitted visitorial rights to the petitioner either at the house of the respondent or at the school. That order is passed in the year 1997.

In view of the intervening developments including efflux of time, we make it clear that it will be open to the petitioner to move the Family Court itself for appropriate orders. With such liberty, the appeal is dismissed.

(Kurian Joseph, Judge.)

(T.R. Ramachandran Nair, Judge.)

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Kurian Joseph &
T.R. Ramachandran Nair, JJ.
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M.F.A.NO.361 OF 1999
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JUDGMENT

13th day of June, 2007